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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA

Plaintiff,

vs.

RUSHARD BURTON,

Defendant.

Case No.: 2:17-CR-00221-JAD-EJY

**STIPULATION AND ORDER TO  
CONTINUE SENTENCING (First  
Request)**

**IT IS HEREBY STIPULATED AND AGREED**, by and between the United States of America, Christopher Burton, Assistant United States Attorney, together with Ben Nadig, counsel for defendant Rushard Burton, that the sentencing in the above-captioned matter currently scheduled for Monday, December 6, 2021, at the hour of 2:00 p.m., be vacated and set to a date and time convenient to this Court, but no sooner than 30 days from the current sentencing date.

This stipulation is entered into for the following reasons:

1. The Defendant is in custody and does not object to the continuance.
2. Undersigned counsel needs additional time to prepare for Defendant's sentencing.
3. The additional time requested herein is not sought for the purposes of delay. But merely to allow counsel for Defendant sufficient time within which to be able to effectively and complete the sentencing analysis and memorandum.

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2 4. The parties agree to the continuance.

3 5. Additionally, denial of this request for continuance could result in a miscarriage of  
4 justice.

5 6. The additional time requested by this Stipulation is made in good faith and not for the  
6 purposes of delay.

7 This is the first request for continuance filed herein.

8 DATED this 2<sup>nd</sup> day of December, 2021.  
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11 /s/

12 BEN NADIG  
13 Counsel for Defendant  
14 Rushard Burton  
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/s/

Christopher Burton  
Assistant United States Attorney

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA  
Plaintiff,  
vs.  
RUSHARD BURTON,  
Defendant.

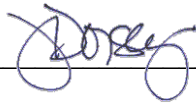
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**ORDER**

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant in a speedy sentencing, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties here in sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for sentencing, taking into account the exercise of due diligence.

**IT IS THEREFORE ORDERED** that sentencing in the above-captioned matter currently scheduled for December 6, 2021 at 2:00 p.m., be vacated and continued to January 24, 2022, at 2:00 p.m.

DATED this 2nd day of December, 2021.

  
UNITED STATES DISTRICT JUDGE